

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE (REV. 7-2005)		ATTORNEY'S DOCKET NUMBER 10/525438
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/525,438
INTERNATIONAL APPLICATION NO. PCT/IB2002/003740	INTERNATIONAL FILING DATE 09/12/2002	PRIORITY DATE CLAIMED 08/26/2002
TITLE OF INVENTION AZOLE DERIVATIVES AS ANTIFUNGAL AGENTS		
APPLICANT(S) FOR DO/EO/US SALMAN et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. <input type="checkbox"/> A copy of the International Search Report (PCT/ISA/210). <p>Items 13 to 23 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. <input type="checkbox"/> A FIRST preliminary amendment. 16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input type="checkbox"/> A substitute specification. 18. <input type="checkbox"/> A power of attorney and/or change of address letter. 19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 20. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 21. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 22. <input checked="" type="checkbox"/> Express Mail Label No. EV 483375849 US 		

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO (if known, see 37 CFR 1.5) 10/525,438	INTERNATIONAL APPLICATION NO. PCT/IB2002/003740	ATTORNEY'S DOCKET NUMBER RLL-268.1US				
23. Other items or information: Certificate of Express Mailing Petition for Extension of Time Return postcard						
The following fees have been submitted: 24. <input type="checkbox"/> Basic national fee \$300		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 50%;">CALCULATIONS</th> <th style="width: 50%;">PTO USE</th> </tr> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	CALCULATIONS	PTO USE	\$ 0.00	
CALCULATIONS	PTO USE					
\$ 0.00						
25. <input type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article as an International Searching Authority. \$0 All other situations. \$200		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00			
\$ 0.00						
26. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4). . . \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the as an International Searching Authority. \$100 International Search Report prepared by an ISA other than the US and provided to the previously communicated to the US by the IB. \$400 All other situations. \$500		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00			
\$ 0.00						
TOTAL OF 24, 25 and 26 =		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00			
\$ 0.00						
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.						
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)				
- 100 =	0 /50 =	0				
		x \$250.00				
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 130.00</td> <td></td> </tr> </table>	\$ 130.00			
\$ 130.00						
CLAIMS	NUMBER FILED	NUMBER EXTRA				
Total claims	- 20 =	0				
Independent claims	- 3 =	0				
		x \$200.00				
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00			
\$ 0.00						
TOTAL OF ABOVE CALCULATIONS =		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 130.00</td> <td></td> </tr> </table>	\$ 130.00			
\$ 130.00						
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00			
\$ 0.00						
SUBTOTAL =		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 130.00</td> <td></td> </tr> </table>	\$ 130.00			
\$ 130.00						
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00			
\$ 0.00						
TOTAL NATIONAL FEE =		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 130.00</td> <td></td> </tr> </table>	\$ 130.00			
\$ 130.00						
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00			
\$ 0.00						
TOTAL FEES ENCLOSED =		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$ 130.00</td> <td></td> </tr> </table>	\$ 130.00			
\$ 130.00						
02/16/2006 FREY1 00000085 500912 10525438 01 FC:161 130.00 DA		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">Amount to be</td> <td style="text-align: right;">\$</td> </tr> <tr> <td style="text-align: right;">Amount to be</td> <td style="text-align: right;">\$</td> </tr> </table>	Amount to be	\$	Amount to be	\$
Amount to be	\$					
Amount to be	\$					

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 50-0912 in the amount of \$ \$130.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0912. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:


SIGNATURE

George E. Heibel

NAME

42,648

REGISTRATION NUMBER

13 February 2006

DATE

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

U.S. Application No. 10/525,438

International Application No. PCT/IB2002/003740

International Filing Date: 09/12/2002

Applicants: SALMAN *et al.*

For: AZOLE DERIVATIVES AS ANTIFUNGAL AGENTS

Mail Stop PCT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

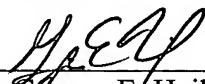
Dear Sir:

Applicants respectfully submit the Declaration and Power of Attorney for Patent Application. The Declaration contains the original signatures of Mohammad SALMAN, Jitendra Anant SATTIGERI, Rita KATOCH, and Sachin SETHI. Ashok RATTAN's signature is from a facsimile copy. Kindly advise if the page of the Declaration containing Dr. Rattan's original signature is required.

Applicants are also submitting a Petition for Extension of Time Under 37 CFR 1.136(a) requesting a five-month extension of time, from September 13, 2005 to February 13, 2006 to provide said Declaration.

Authorization is hereby provided to charge any required fees to Deposit Account No. 50-0912.

Respectfully submitted,
SALMAN *et al.*

By: 
George E. Heibel
Reg. No. 42,648

Date: February 13, 2006

Correspondence Address:

Ranbaxy Inc.

600 College Road East, Suite 2100

Princeton, NJ 08540

Telephone: (609) 720-8045

Facsimile: (609) 514-9779



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/525,438	Mohammad Salman	RLL-268.1US

INTERNATIONAL APPLICATION NO.

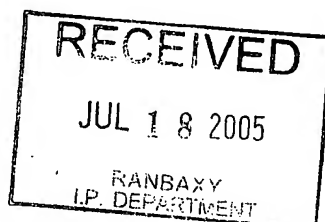
PCT/IB02/03740

I.A. FILING DATE	PRIORITY DATE
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09/12/2002

08/26/2002

26815
 RANBAXY INC.
 600 COLLEGE ROAD EAST
 SUITE 2100
 PRINCETON, NJ 08540



CONFIRMATION NO. 5082

371 FORMALITIES LETTER



OC000000016507979

Date Mailed: 07/13/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/23/2005
- Copy of the International Search Report filed on 02/23/2005
- Copy of IPE Report filed on 02/23/2005
- U.S. Basic National Fees filed on 02/23/2005
- Priority Documents filed on 02/23/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions



of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/525,438	PCT/IB02/03740	RLL-268.1US

FORM PCT/DO/EO/905 (371 Formalities Notice)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SALMAN *et al.*
Application No.: PCT/IB2002/003740
Filing Date: 09/12/2002
Title: AZOLE DERIVATIVES AS ANTIFUNGAL AGENTS

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the following correspondence:

- Transmittal Letter to the US/DO/EO Concerning a Filing Under 35 USC 371
- Petition for Extension of Time
- Executed Combined Declaration and Power of Attorney
- Response to Notification of Missing Requirements
- Copy of Notification of Missing Requirements Under 35 USC 371 in the DO/EO/US
- Postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on 13 February 2006.

Donna Collier

Name of Person Mailing Correspondence

Donna Collier

Signature

EV 483375849 US

"Express Mail" Mailing Label Number